

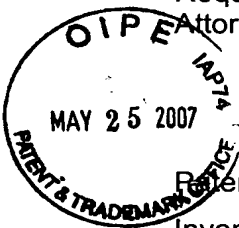
09/734755

CPT

Patent No. PP17,517

Request for Cert. of Correction dated May 23, 2007

Attorney Docket No. 2384-001896



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No. : PP17,517 Confirmation No. 3769  
 Inventor : Wilhelm ELSNER  
 Issued : March 20, 2007  
 Title : *Geranium* Plant Named 'TIKVIO'  
 Examiner : S. B. McCormich-Ewoldt  
 Customer No. : 28289

REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

ATTENTION: Decision and Certificate of Correction  
 Branch of the Patent Issue Division

Certificate  
 MAY 30 2007  
 of Correction

Sir:

In accordance with 35 U.S.C. §§254 and 255, we attach hereto Form PTO/SB/44 and a copy of proof of errors and request that a Certificate of Correction be issued in the above-identified patent. The following errors appear in the patent as printed:

(1) Face of the Patent, See Item (73) Assignee, "Elsner pac Yungpflanzen" should read -- Elsner pac Jungpflanzen --  
 (See Notice of Recordation of Assignment Document, dated March 29, 2001, and the Assignment document.)

(2) Column 2, Line 4, "new cultivar." Should read -- new cultivar at 9 months. --  
 (See application, page 1, Line 31.)

(3) Column 2, Line 38, after "Stem:" and before "Diameter: 8 mm.", insert the following:  
 -- Color: Green Group 137C.  
 Internode Length: 2.5—4.5 cm. --  
 (See application, page 3, Lines 2 and 3.)

(4) Column 3, Under "Petals:" Line 8, after "Wide color range including:", insert  
 -- Red-Purple Group 64C, Red-Purple Group 63B, Red-Purple Group 61C, --  
 (See application, page 4, Lines 1-4.)

(5) Column 4, Line 1, after "Reproductive Organs", insert  
 -- Stamens: 01 FC:1811 100.00 OP  
 Anthers: 0.2—0.25 cm --  
 (See application, page 5, Lines 2 and 3.)

05/29/2007 MGEDEM1 00000052 PP17517

01 FC:1811


100.00 OP

MAY 30 2007

Patent No. PP17,517  
Request for Cert. of Correction dated May 23, 2007  
Attorney Docket No. 2384-001896

Error No. 1 is an obvious typographical error made by Applicant. A check for \$100.00 is attached to cover the fee for correction of Applicant's mistake. The remaining errors are printing errors.

Respectfully submitted,  
THE WEBB LAW FIRM

By   
Russell D. Orkin  
Registration No. 25,363  
Attorney for Registrant  
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436 Seventh Avenue  
Pittsburgh, PA 15219  
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MAY 30 2007

# **UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO. : PP17,517  
 APPLICATION NO. : 09/754,755  
 ISSUE DATE : March 20, 2007  
 INVENTORS : Elsner

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

- (1) Face of the Patent, See Item (73) Assignee, "Elsner pac Yungpflanzen" should read -- Elsner pac Jungpflanzen --
- (2) Column 2, Line 4, "new cultivar." Should read -- new cultivar at 9 months. --
- (3) Column 2, Line 38, after "Stem:" and before "Diameter: 8 mm.", insert the following:  
 -- Color: Green Group 137C.  
 Internode Length: 2.5—4.5 cm. --
- (4) Column 3, Under "Petals:" Line 8, after "Wide color range including:", insert the following:  
 -- Red-Purple Group 64C, Red-Purple Group 63B, Red-Purple Group 61C, --
- (5) Column 4, Line 1, after "Reproductive Organs", insert the following:  
 -- Stamens:  
 Anthers: 0.2—0.25 cm --

MAILING ADDRESS OF SENDER: The Webb Law Firm  
 700 Koppers Building  
 436 Seventh Avenue  
 Pittsburgh, PA 15219

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-2450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select Option 2.*

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE E  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
**or Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

28289 7590 09/07/2006

THE WEBB LAW FIRM, P.C.  
 700 KOPPERS BUILDING  
 436 SEVENTH AVENUE  
 PITTSBURGH, PA 15219



Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Ruth A. Walkup	(Depositor's name)
<i>Ruth A. Walkup</i>	(Signature)
October 12, 2006	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/754,755	01/04/2001	Wilhelm Elsner	2384-001896	3769

TITLE OF INVENTION: GERANIUM PLANT NAMED 'TIKVIO'

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1100	\$300	\$0	\$1400	12/07/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
MCCORMICK EWOLDT, SUSAN BETH	1661	PLT-329000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. THE WEBB LAW FIRM

2. \_\_\_\_\_

3. \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

Elsner pac Yungpflanzen

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Dresden, Germany

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

☒ Issue Fee

☒ Publication Fee (No small entity discount permitted)

☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

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☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.

☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

*Russell D. Orkin*

Date October 12, 2006

Typed or printed name

Russell D. Orkin

Registration No. 25,363

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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MAY 30 2007

MARCH 29, 2001

PTAS  
WEBB ZIESENHEIM LOGSDON ORKIN ET AL  
RUSSELL D. ORKIN  
700 KOPPERS BUILDING  
436 SEVENTH AVENUE  
PITTSBURGH, PENNSYLVANIA 15219-1818



\*101586891A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/04/2001

REEL/FRAME: 011430/0130  
NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ELSNER, WILHELM

DOC DATE: 12/06/2000

~~ASSIGNEE:~~

~~ELSNER PAC JUNGPELANZEN~~  
KIPSDORFER STRASSE 146  
D-01279 DRESDEN, FED REP GERMANY

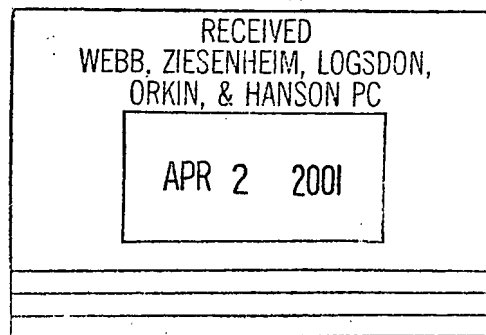
SERIAL NUMBER: 09754755

FILING DATE: 01/04/2001

PATENT NUMBER:

ISSUE DATE:

ALLYSON PURNELL, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS



MAY 30 2001

OMB No. 0651-0011 (exp. 4/94)

Tab settings 0 0 0 0

101586891

To the Assistant Commissioner for Patents:  
Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):  
Wilhelm Elsner

2. Name and address of receiving party(ies)

Name: Elsner-pac Jungpflanzen

Internal Address: \_\_\_\_\_

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other \_\_\_\_\_

Street Address: Kipsdorfer Straße 146, D-01279

City: Dresden

Country: Germany

Execution Date: December 6, 2000

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application,  
the execution date of the application is: December 6, 2000

09754755

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Russell D. Orkin

Internal Address: Webb Ziesenheim Logsdon

Orkin & Hanson, P.C.

Street Address: 700 Koppers Building

436 Seventh Avenue

City: Pittsburgh State: PA ZIP: 15219-1818

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41).....\$ 40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach triplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Russell D. Orkin

Name of Person Signing

Russell D. Orkin  
Signature

January 4, 2001

Date

2

Total number of pages including cover sheet, attachments and document

Mail documents to be recorded with required cover sheet information to:  
Assistant Commissioner for Patents, U.S. Patent and Trademark Office  
Office of Public Records, Crystal Gateway 4, Room 335  
Washington, D.C. 20231

1/2001 070411 00000001 09754755

1/2001

40.00

MAY 30 2007

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## ASSIGNMENT

WHEREAS, I, WILHELM ELSNER, residing in Dresden, Germany, have invented certain new and useful improvements in GERANIUM PLANT NAMED 'TIKVIO' for which I have this day executed an application for United States Letters Patent;

AND, WHEREAS, ~~Elsner Pac Jungpflanzen~~, a corporation of Germany, having a place of business at Kipsdorfer Straße 146, D-01279 Dresden, Germany, hereinafter called the "assignee", is desirous of acquiring the entire right, title, and interest in and to said application and the inventions and improvements therein disclosed.

NOW, THEREFORE, for good and valuable consideration paid to me by said assignee, the receipt of which is hereby acknowledged, I do hereby assign, sell, transfer, and set over unto said assignee the entire right, title and interest in and to said application and the inventions and improvements therein disclosed for the United States and all foreign countries and any Letters Patent which may issue therefor in the United States and all foreign countries and all divisions, reissues, continuations, continuations-in-part, renewals, and/or extensions thereof, said assignee to have and to hold the interests herein assigned to the full ends of the terms of said Letters Patent and any and all divisions, reissues, continuations, continuations-in-part, renewals, and/or extensions thereof, respectively, as fully and entirely as the same would have been held and enjoyed by me had this assignment not been made.

The Assistant Commissioner for Patents is requested to issue such Letters Patent in accordance herewith. I covenant that I am the lawful owner of the said application, inventions, and improvements, that the same are unencumbered, that no license has been granted to make, use, or vend the said inventions or improvements or any of them, and that I have the full right to make this assignment.

And for the consideration aforesaid, I agree solely and individually that I will communicate to said assignee or the representatives thereof any facts known to me respecting said inventions and improvements, and will, upon request, but without expense to me, testify in any legal proceedings, sign all lawful papers, execute all divisional, reissue, continuation, continuation-in-part, renewal, and/or extension applications, make all rightful oaths, and generally do all other and further lawful acts, deemed necessary or expedient by said assignee or by counsel for said assignee, to assist or enable said assignee to obtain and enforce full benefits from the rights and interests herein assigned. This assignment shall be binding upon my heirs, executors, administrators, and/or assigns, and shall inure to the benefit of the heirs, executors, administrators, successors, and/or assigns, as the case may be, of said assignee.

6<sup>th</sup> December 2000  
Date

Wilhelm Elsner  
Wilhelm Elsner

MAY 30 2007

# GERANIUM PLANT NAMED 'TIKVIO'

## CLASSIFICATION

*Pelargonium x hortorum* (zonal geranium)

## VARIETAL DENOMINATION

'Tikvio'

## **BACKGROUND OF THE INVENTION**

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15  
The present invention comprises a new and distinct cultivar of *Pelargonium x hortorum* known by the commercial names 'pac<sup>®</sup> Antik Violet, Tikvio<sup>(s)</sup> and pac<sup>®</sup> Pillar Violet, Tikvio<sup>(s)</sup> (Breeder No. P-6138). The new variety was discovered in 1996 in a selected breeding program in Dresden, Germany. The new variety is a selection a population of seedlings resulting from breeding and crossing of diploid group 95K-37. The new variety is vigorous with long internodes similar to the plants of its heritage but differs in its bright violet flower color. The new variety was first asexually reproduced by cuttings in Dresden, Germany. The new variety has been trial and field tested at Connellsville and has been found to retain its distinctive characteristics and remain true to type through successive propagations.

The new variety is comparable to 'Tikorg' (U.S. Patent Application Serial No. 09/753,976) but has less branching, violet flower color instead of orange and is hairier.

20  
25  
The cultivar, when grown in a glass greenhouse in Connellsville, Pennsylvania using natural light and temperatures of 60°F night and 68°F day, has a response time of six weeks from a rooted cutting to flowering in a 2 inch pot and a response time of 10-12 weeks to a saleable pillar product. The response time was determined on plants grown in soilless media employing constant fertilizer 200-250 parts per million of nitrogen and potassium in full light.

## **DESCRIPTION OF THE DRAWINGS**

The accompanying photographic drawing illustrates the new variety, with the color being as nearly true as is possible with color illustrations of this type.

## **DESCRIPTION OF THE PLANT**

30  
The following detailed description sets forth the characteristics of the new cultivar at 9 months. The data which defines these characteristics were collected by asexual reproductions carried out in Connellsville, Pennsylvania. The color readings were taken indoors under 200-220 foot candles of fluorescent cool white

MAY 30 2001



Stem:

Color: Green Group 137C.

Internode Length: 2.5-4.5 cm.

Diameter: 8 mm.

**THE BUD**

Shape when just beginning to show color:

Overall: Semi-spherical.

Individual bud: Elongated elliptical (oval).

Size when just beginning to show color:

Overall: 4.0-4.5 cm across.

Individual bud: 0.5-0.7 cm wide; 1.2-1.5 cm long.

Number of buds per cluster: 15-20.

**INFLORESCENCE**

Blooming habit: Continuous flowering.

Size: 11.5-12.5 cm across.

Borne: Flower on umbel; umbel on pedicel; pedicel on peduncle.

Flowers:

Form: Slightly cupped, some petals overlap.

Number of flowers per umbel: 20-25.

Size:

Diameter: 4.5-4.7 cm.

Depth: 1-1.5 cm.

Petals:

Color:

Upper surface: Red-Purple Group 66A, some petals have slight outer edge rim of Red-Purple Group 57A. Toward the base of petal the color shades to Red Group 50A. On the upper two petals there is an area of Red Group 52A shading to small areas of Red Group 50A. Some petals have darker veining of Red Group 53B.

Lower surface: Wide color range including: Red-Purple Group 64C, Red-Purple Group 63B, Red-Purple Group 61C, Red-Purple Groups 58B and 58C, and Red Group 50B. Some petals have dark veining that shows through.

Shape: Round at top with a narrower bottom.

Size:

Length: 2.4-2.6 cm.

Width: 1.8-2.4 cm.

Margin: [Complete] Bicrenate.

Number per flower: 5.

Sepals:

Color: Green Group 138A.

Size: 8 mm long; 5 mm wide.

Number per flower: 5.

Texture and appearance: Smooth, highly reflective.

Tonality from a distance: Striking magenta flowers with tones of deep red, and violet varying in amount and intensity.

Petaloids: None.

Pedicel:

Length: 4.0-4.3 cm.

Diameter: 1.0-1.5 mm.

Color: Greyed-Purple Group 184A with Yellow-Green Group 144D at base.

Peduncle:

Length: 18-20 cm.

Diameter: 4-5 mm.

Color: Yellow-Green Group 144A with shading of Greyed-Purple Group 187B.

Disease/pest resistance: No unusual susceptibility to diseases or pests has been noted to date.

## REPRODUCTIVE ORGANS

### Stamens:

Anthers: 0.2-0.25 cm.

### Filaments:

Length: 0.4-0.5 cm.

Color: [White with magenta tips] Yellow-Green Group 145C.

Pollen: [Orange] Orange Group 24B.

### Pistils:

Number: One.

Length: 0.7 cm.

### Stigma:

Number: One.

Color: [Red-Violet] Yellow-Green Group 150D.

### Style:

Length: 0.2-0.3 cm.

Color: [Red-Violet] Yellow-Green Group 150D.

### Ovaries:

Length: 0.5 cm.

Width: 0.3 cm.

Color: [Green] Green Group 142B.

Fruit: None observed.

## GENERAL CHARACTERISTICS

1. 'Tikvio' is a very vigorous grower which allows it to be trained as a pillar.
2. 'Tikvio' is very floriferous and unique to the geranium industry.
3. Tolerant to drought and some heat; not winter hardy.